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PATENT  
Docket No.: 246472006400

## CERTIFICATE OF HAND DELIVERY

I hereby certify that this correspondence is being hand filed with the United States Patent and Trademark Office in Alexandria, Virginia on June 22, 2004.

Chimin Taylor

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the application of:

Helmut D. LINK et al

Serial No.: 10/768,713

Filing Date: February 2, 2004

For: CERVICAL PROSTHESIS  
AND INSTRUMENT SET

Examiner: Not Yet Assigned

Group Art Unit: 3738

INFORMATION DISCLOSURE STATEMENT UNDER 37 CFR 1.97 & 1.98

Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

Sir:

Pursuant to 37 CFR 1.97 and 1.98, Applicants submit for consideration in this application the documents listed on the attached Form PTO-1449. Copies of the documents are also submitted herewith. The Examiner is requested to make these documents of record.

This Information Disclosure Statement is being submitted within three months of the application filing date or before mailing of a first Office Action on the merits; accordingly, no fee or separate requirements are required.

va-70378

Serial No.: 10/768,713  
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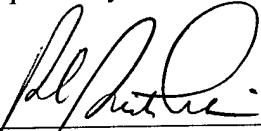
Applicants would appreciate the Examiner initialing and returning the Form PTO-1449, indicating that the information has been considered and made of record herein.

The information contained in this Information Disclosure Statement under 37 CFR 1.97 and 1.98 is not to be construed as a representation that: (i) a complete search has been made; (ii) additional information material to the examination of this application does not exist; (iii) the information, protocols, results and the like reported by third parties are accurate or enabling; or (iv) the above information constitutes prior art to the subject invention.

In the unlikely event that the transmittal form is separated from this document and the Patent Office determines that an extension and/or other relief is required, Applicants petition for any required relief including extensions of time and authorize the Commissioner to charge the cost of such petitions and/or other fees due in connection with the filing of this document to **Deposit Account No. 03-1952**, referencing 246472006400.

Dated: June 22, 2004

Respectfully submitted,

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Form PTO-1449

INFORMATION DISCLOSURE CITATION  
IN AN APPLICATION

JUN 22 2004

(Use several sheets if necessary)

Docket Number 246472006400	Application Number 10/768,713
Applicant	Helmut D. LINK et al.
Filing Date February 2, 2004	Group Art Unit 3738
Mailing Date June 22, 2004	

U.S. PATENT DOCUMENTS

Examiner Initials	Ref. No.	Date	Document No.	Name	Class	Subclass	Filing Date If Appropriate
	1.	7/4/2000	6,083,228	Michelson			6/9/1998
	2.	12/12/2000	6,159,214	Michelson			7/31/1996

FOREIGN PATENT DOCUMENTS

Examiner Initials	Ref. No.	Date	Document No.	Country	Class	Subclass	Translation YES NO
	3.	5/16/1989	EP 0 344 508	Europe			abstract
	4.	6/6/1997	EP 1 166 725	Europe			X
	5.	8/7/2001	WO 02/11650	PCT			X
	6.	3/10/2003	WO 03/075774	PCT			abstract
	7.	11/26/2002	WO 03/063727	PCT			X

OTHER DOCUMENTS

(including author, title, Date, Pertinent Pages, Etc.)

Examiner Initials	Ref. No.	Title

EXAMINER:

DATE CONSIDERED:

EXAMINER: Initial if citation considered, whether or not the citation conforms with MPEP 609. Draw a line through the citation if not in conformance and not considered. Include a copy of this form with next communication to applicant.